



Ron Chapman, MD, MPH  
Director & State Health Officer

State of California—Health and Human Services Agency  
**California Department of Public Health**

DRINKING WATER FIELD OPERATIONS BRANCH

50 D STREET, SUITE 200, SANTA ROSA, CA 95404

PHONE: (707) 576-2145 / FAX: (707) 576-2722

INTERNET ADDRESS: [www.cdph.ca.gov](http://www.cdph.ca.gov)



EDMUND G. BROWN JR.  
Governor

June 30, 2014

Water System No. 4901071

Sally Allred  
Boulevard Heights Mutual Water  
6600 Hunter Drive  
Rohnert Park, CA 94928

**CITATION NO. 02-18-14C-022  
CITATION FOR NONCOMPLIANCE WITH CITATION NO. 02-18-14C-010 AND  
CITATION NO. 02-18-13C-049**

Enclosed is a Citation issued to the Boulevard Heights Mutual Water public water system.

In addition to any penalties imposed by this citation, your water system will be billed at the Department's hourly rate (currently estimated at \$126.00) for the time spent on issuing this Citation since this is an enforcement action for noncompliance with State regulations. At this time, we have spent approximately three hours on enforcement activities associated with this violation. You will receive a bill sent from our Fee Billing Unit in Sacramento on approximately August 1, 2014. This bill will contain fees for any enforcement time spent on your system.

If you have any questions regarding this matter, please contact Waldon Wong of my staff at (707) 576-2764 or me at (707) 576-2006.

Sincerely,

Janice M. Thomas, P.E.  
Sonoma District Engineer  
Drinking Water Program

Enclosures

CC (w/ Enclosures): Gary Mickelson, P.O. Box 2689, Petaluma, CA 94953

STATE OF CALIFORNIA  
DEPARTMENT OF PUBLIC HEALTH

**Name of Public Water System:** Boulevard Heights Mutual Water

**Water System No:** 4901071

**To:** Sally Allred  
6600 Hunter Drive  
Rohnert Park, CA 94928

**Issued:** June 30, 2014

**CITATION FOR NONCOMPLIANCE**

**With Citation No. 02-18-14C-010 and Citation No. 02-18-13C-049**

Section 116650 of the California Health and Safety Code (CHSC), authorizes the issuance of a citation for failure to comply with a requirement of California Safe Drinking Water Act (CHSC, Division 104, Part 12, Chapter 4, commencing with Section 116270), or any regulation, standard, permit or order issued thereunder.

The Division of Drinking Water and Environmental Management of the State of California Department of Public Health (Department) hereby issues a citation to Boulevard Heights Mutual Water (System) for failure to comply with Citation No. 02-18-14C-010 and Citation No. 02-18-13C-049.



## APPLICABLE AUTHORITIES

Section 116650 of the CHSC states in relevant part:

- (a) If the department determines that a public water system is in violation of this chapter or any regulation, permit, standard, citation, or order issued or adopted thereunder, the department may issue a citation to the public water system. The citation shall be served upon the public water system personally or by certified mail. Service shall be deemed effective as of the date of personal service or the date of receipt of the certified mail. If a person to whom a citation is directed refuses to accept delivery of the certified mail, the date of service shall be deemed to be the date of mailing.
- (b) Each citation shall be in writing and shall describe the nature of the violation or violations, including a reference to the statutory provision, standard, order, citation, permit, or regulation alleged to have been violated.
- (c) A citation may specify a date for elimination or correction of the condition constituting the violation.
- (d) A citation may include the assessment of a penalty as specified in subdivision (e).
- (e) The department may assess a penalty in an amount not to exceed one thousand dollars (\$1,000) per day for each day that a violation occurred, and



1 for each day that a violation continues to occur. A separate penalty may be  
2 assessed for each violation.

3  
4 California Code of Regulations, Section 64463.4 states in relevant part:

5  
6 (a) A water system shall give public notice pursuant to this section if any of the  
7 following occurs:

8 (3) Other violations of the monitoring and testing procedure requirements  
9 in this chapter, and chapters 15.5, 17 and 17.5 for which the  
10 Department determines that a Tier 2 rather than a Tier 3 public notice  
11 is required, based on potential health impacts and persistence of the  
12 violations.

13  
14 **STATEMENT OF FACTS**

15  
16 The System is a public water system that has approximately 51 residents  
17 served by 18 connections located in the city of Petaluma.

18  
19  
20 The Department issued Citation No. 02-18-13C-049 on September 11, 2013  
21 for an arsenic monitoring and reporting failure in the second quarter of 2013.  
22 Pursuant to Directives 2 and 3 of Citation No. 02-18-03C-049 and Section  
23 64463.4, Title 22 of the CCR, the System is required to conduct public  
24 notification to the persons served by the System by mail or direct delivery  
25 and newspaper posting of any monitoring and testing procedure violations.  
26  
27





1 The citation compliance certification form was due to the Department by  
2 October 21, 2013.

3  
4 By letter dated February 11, 2014, the System was notified of the  
5 incomplete citation compliance with public notification requirements and  
6 citation compliance certification form. The System did not conduct public  
7 notification or return the citation compliance certification form after this  
8 reminder was sent.  
9

10  
11 The Department issued Citation No. 02-18-14C-010 on April 10, 2014 for  
12 failure to conduct public notification as directed in Citation No. 02-18-13C-  
13 049. Pursuant to Directives 1 and 2 of Citation No. 02-18-14C-010 and  
14 Section 64463.4, Title 22 of the CCR, the System is required to conduct  
15 public notification to the persons served by the System by mail or direct  
16 delivery and newspaper posting of any monitoring and testing procedure  
17 violations. The citation compliance certification form was updated and due  
18 to the Department by May 12, 2014.  
19  
20

21  
22 The Department attempted to contact the System via telephone on  
23 December 5, 2013, December 12, 2013, December 17, 2013, January 29,  
24 2014, twice on February 27, 2014, March 27, 2014, and April 7, 2014. The  
25 Department attempted to contact the System via e-mail on December 17,  
26 2013, January 16, 2014, January 24, 2014, and twice on May 7, 2014. No  
27 telephone calls or e-mails were returned.



1  
2 As of the date of this Citation, the Division of Drinking Water and  
3 Environmental Management of the Department of Public Health has not  
4 received the citation compliance certification or copy of public notifications  
5 used to comply with Citation No. 02-18-14C-010 and Citation No. 02-18-  
6 13C-049.  
7

8  
9 **DETERMINATIONS**

10  
11 **THE DEPARTMENT HAS DETERMINED:**

12  
13  
14 The System violated Directives 1 and 2 of Citation No. 02-18-14C-010 and  
15 Directives 2 and 3 of Citation No. 02-18-13C-049, in that the System failed  
16 conduct public notification and return the citation compliance certification  
17 form to the Department.  
18

19 **PENALTIES PURSUANT TO HEALTH AND SAFETY CODE SECTION**

20 **116650**

21  
22  
23 The Department hereby assesses upon System penalties in the amount of:  
24 (1) \$2,000.00; and (2) \$200.00 per day for each day beyond July 11, 2014  
25 that the System fails to submit the required public notification documentation  
26 and compliance certification form to the Department as required by Citation  
27



No. 02-18-14C-010 and Citation No. 02-18-13C-049. Directions for paying these penalties are included in Directive 4 of this citation.

### DIRECTIVES

The Boulevard Heights Mutual Water Company is hereby directed to take the following actions:

1. Cease and Desist from failing to comply with CCR Title 22, Section 64463.4. Public notice shall be provided through direct delivery to all current customers and users of the System's water. By **July 10, 2014**, the System shall directly deliver a copy of the public notice to its customers and users of the System's water.
2. Publish the public notice language in a local newspaper of general circulation in the area served by the System (or weekly newspaper if no daily paper is available) for one day. The publication in a local newspaper must be completed by **July 10, 2014**.
3. Complete and return the compliance certification form to the Department by **July 11, 2014**.
4. Upon issuance of this Citation, the System is directed to pay the penalty within ten (10) days of receipt of this Citation, and thereafter



1 every thirty (30) days. Payment shall be made by check made  
2 payable to the California Department of Public Health Safe Drinking  
3 Water Account, together with a copy of the first page of this Citation,  
4 and with the number of the Citation written on the check at the  
5 following address:  
6

7 Department of Public Health  
8 Drinking Water Program – Fee Billing Unit  
9 ATTN: Ms. Perin Peebles  
10 P.O. Box 997379, MS 7406  
11 Sacramento, CA 95899-7379

12 The Department reserves the right to make such modifications to this  
13 Citation, as it may deem necessary to protect public health and safety.  
14 Such modifications may be issued as amendments to this Citation and shall  
15 be effective upon issuance.  
16

17 Nothing in this Citation relieves the System of its obligation to meet the  
18 requirements of the California Safe Drinking Water Act (CHSC, Division 104,  
19 Part 12, Chapter 4, commencing with Section 116270), or any regulation,  
20 standard, permit or order issued thereunder.  
21

22 All submittals required by this Citation shall be submitted to the Department  
23

24 at the following address: Janice M. Thomas, P.E.  
25 Department of Public Health  
26 Drinking Water Field Operations Branch  
27 50 D Street, Suite 200  
Santa Rosa, CA 95404





**PARTIES BOUND**

This Citation shall apply to and be binding upon the System, its officers, directors, agents, employees, contractors, successors, and assignees.

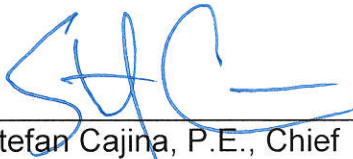
**SEVERABILITY**

The directives of this Citation are severable, and the System shall comply with each provision thereof notwithstanding the effectiveness of any provision.



## FURTHER ENFORCEMENT ACTION

Division 104, Part 12, Chapter 4, (commencing with Section 116270) of the California Health and Safety Code authorizes the Department to: issue additional citations with assessment of penalties if the System continues to fail to correct a violation identified in a citation; take action to suspend or revoke a permit that has been issued to a public water system if the System has violated applicable law or regulations or has failed to comply with orders of the Department; and petition the superior court to take various enforcement measures against a public water system that has failed to comply with orders of the Department. The Department does not waive any further enforcement action by issuance of this citation.



Stefan Cajina, P.E., Chief  
North Coastal Section  
Drinking Water Program

June 30, 2014  
Date

Attachments

Certified Mail No. 7012 3460 0002 6459 4508

4901071/Compliance  
02-18-14C-022-4901071-75.docx/WWW



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# COMPLIANCE CERTIFICATION

Citation Number: 02-18-14C-022

Name of Water System: Boulevard Heights Mutual Water

System Number: 4901071

## Certification

I certify that the users of the water supplied by this water system were notified of the arsenic monitoring violations of Title 22, California Code of Regulations (CCR) for the compliance period of second quarter of 2013.

### Required Action

### Date Completed

Public Notification – Mail or Direct Delivery

Public Notification – Newspaper

Payment of \$2,000 Civil Penalty to CDPH in Sacramento

\_\_\_\_\_  
Signature of Water System Representative

\_\_\_\_\_  
Date

**Attach a copy of the notice posted in the system, a copy published in the newspaper, and laboratory results of completed sampling.**

**THIS FORM MUST BE COMPLETED AND RETURNED TO THE DEPARTMENT  
NO LATER THAN JULY 11, 2014**

**Disclosure:** Be advised that Section 116725 and 116730 of the California Health and Safety Code states that any person who knowingly makes any false statement on any report or document submitted for the purpose of compliance with the attached order may be liable for a civil penalty not to exceed five thousand dollars (\$5,000) for each separate violation for each day that violation continues. In addition, the violators may be prosecuted in criminal court and upon conviction, be punished by a fine of not more than \$25,000 for each day of violation, or be imprisoned in county jail not to exceed one year, or by both the fine and imprisonment.



1                                   **STATE OF CALIFORNIA**  
2                                   **DRINKING WATER PROGRAM**

3                                   **DEPARTMENT OF PUBLIC HEALTH**

4                                   **Notice of Citation Issuance**

5  
6  
7   **System Name:** Boulevard Heights Mutual Water

8   **System Number:** 4901071

9                                   **Background**

10                                  During the month of June 2014, the Division of Drinking Water and  
11                                  Environmental Management issued Citation Number 02-18-14C-022 to  
12                                  Boulevard Heights Mutual Water. The citation carried a civil penalty in the  
                                      amount of **\$2,000.00**.

13                                  **Method of Payment**

14                                  A check for the total amount of the civil penalty and a copy of this form shall  
15                                  be submitted to the Department by **July 10, 2014**. The citation number shall  
16                                  be written on the check, the check made payable to the **California**  
17                                  **Department of Public Health Safe Drinking Water Account**, and  
                                      submitted to:

18   Department of Public Health  
19   Drinking Water Program – Fee Billing Unit  
20   ATTN: Ms. Perin Peebles  
  P.O. Box 997379, MS 7406  
  Sacramento, CA 95899-7379

21   \_\_\_\_\_  
22   Please attach check below:  
23  
24  
25  
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27







Ron Chapman, MD, MPH  
Director & State Health Officer

State of California—Health and Human Services Agency  
**California Department of Public Health**

DRINKING WATER FIELD OPERATIONS BRANCH

50 D STREET, SUITE 200, SANTA ROSA, CA 95404

PHONE: (707) 576-2145 / FAX: (707) 576-2722

INTERNET ADDRESS: [www.cdph.ca.gov](http://www.cdph.ca.gov)



EDMUND G. BROWN JR.  
Governor

September 11, 2013

Water System No. 4901071

**COPY**

Carra Clampitt  
Boulevard Heights Mutual Water  
6600 Hunter Drive  
Rohnert Park, CA 94928

**CITATION NO. 02-18-13C-049**  
**ARSENIC MONITORING AND REPORTING VIOLATION FOR SECOND QUARTER 2013**

Enclosed is a Citation issued to the Boulevard Heights Mutual Water (System) public water system.

Your System will be billed at the Department's hourly rate (currently estimated at \$126.00) for the time spent on issuing this Citation since this is an enforcement action for noncompliance with State regulations. At this time, we have spent approximately one hour on enforcement activities associated with this violation. You will receive a bill sent from our Fee Billing Unit in Sacramento on approximately August 1, 2014. This bill will contain fees for any enforcement time spent on your System.

If you have any questions regarding this matter, please contact Waldon Wong of my staff at (707) 576-2764 or me at (707) 576-2006.

Sincerely,

Janice M. Thomas, P.E.  
Sonoma District Engineer  
Drinking Water Field Operations Branch

Enclosures

CC (w/ Enclosures): Gary Mickelson, P.O. Box 2689, Petaluma, CA 94953

STATE OF CALIFORNIA  
DEPARTMENT OF PUBLIC HEALTH

**Name of Public Water System:** Boulevard Heights Mutual Water

**Water System No:** 4901071

**To:** Carra Clampitt  
6600 Hunter Drive  
Rohnert Park, CA 94928

**Issued:** September 11, 2013

**CITATION FOR NONCOMPLIANCE**

**With Title 22 of the California Code of Regulations Section 64432(g)**

Section 116650 of the California Health and Safety Code (CHSC), authorizes the issuance of a citation for failure to comply with a requirement of California Safe Drinking Water Act (CHSC, Division 104, Part 12, Chapter 4, commencing with Section 116270), or any regulation, standard, permit or order issued thereunder.

The Division of Drinking Water and Environmental Management of the State of California Department of Public Health (Department) hereby issues a citation to the Boulevard Heights Mutual Water (System) for failure to



1 comply with Title 22, California Code of Regulations (CCR) Section  
2 64432(g).

3  
4 **APPLICABLE AUTHORITIES**

5  
6 Section 116650 of the CHSC states in relevant part:  
7

8  
9 (a) If the department determines that a public water system is in violation of this  
10 chapter or any regulation, permit, standard, citation, or order issued or adopted  
11 thereunder, the department may issue a citation to the public water system.  
12 The citation shall be served upon the public water system personally or by  
13 certified mail. Service shall be deemed effective as of the date of personal  
14 service or the date of receipt of the certified mail. If a person to whom a citation  
15 is directed refuses to accept delivery of the certified mail, the date of service  
16 shall be deemed to be the date of mailing.

17  
18 (b) Each citation shall be in writing and shall describe the nature of the violation or  
19 violations, including a reference to the statutory provision, standard, order,  
20 citation, permit, or regulation alleged to have been violated.

21  
22 (c) A citation may specify a date for elimination or correction of the condition  
23 constituting the violation.

24  
25 (d) A citation may include the assessment of a penalty as specified in subdivision  
26 (e).  
27



(e) The department may assess a penalty in an amount not to exceed one thousand dollars (\$1,000) per day for each day that a violation occurred, and for each day that a violation continues to occur. A separate penalty may be assessed for each violation.

California Code of Regulations, Section 64432(g) states in relevant part:

(g) If the level of any inorganic chemical, except for nitrate, nitrite, nitrate plus nitrite, or perchlorate, exceeds the MCL, the water supplier shall do one of the following:

(1) Inform the Department within 48 hours and monitor quarterly beginning in the next quarter after the exceedance occurred.

California Code of Regulations, Section 64431 states in relevant part:

(a) Public water systems shall comply with the primary MCLs in Table 64431-A as specified in this article.

Table 64431-A  
Maximum Contaminant Levels  
Inorganic Chemicals

<i>Chemical</i>	<i>Maximum Contaminant Level, mg/L</i>
Arsenic	0.010

CCR, Section 64469 states in relevant part:

(a) Analytical results of all sample analyses completed in a calendar month shall be reported to the Department no later than the tenth day of the following month.





1 (c) Analytical results shall be reported to the Department electronically using the  
2 Electronic Deliverable Format as defined in The Electronic Deliverable Format  
3 [EDF] Version 1.2i Guidelines & Restrictions dated April 2001 and Data  
4 Dictionary dated April 2001.

### 5 6 STATEMENT OF FACTS

7  
8 The System is a public water system that has approximately 51 residents  
9 served by 18 connections. Pursuant to Section 64432(g), Title 22 of the  
10 CCR, the System is required to collect quarterly arsenic samples directly  
11 from Well 03. The analytical results of all required samples collected for a  
12 system in a quarter shall be reported to the Department not later than the  
13 tenth day of the following month.  
14

15  
16 The Department received a September 27, 2012 arsenic monitoring result  
17 for Well 03 of 0.013 milligrams per liter (mg/L). By letter dated November  
18 21, 2012, the System was notified of the requirement to commence quarterly  
19 arsenic monitoring for Well 03. Pursuant to Section 64432(g), Title 22 of the  
20 CCR, the System is required to collect one arsenic sample per quarter. The  
21 analytical results of all required samples collected for a system in a calendar  
22 month shall be reported to the Department not later than the tenth day of the  
23 following month. As of the date of this Citation, the Division of Drinking  
24 Water and Environmental Management of the Department of Public Health  
25  
26  
27



1 has not received results for an arsenic sample collected in the second  
2 quarter of 2013.

3  
4 **DETERMINATIONS**

5  
6  
7 **THE DEPARTMENT HAS DETERMINED:**

8  
9 The System violated Title 22 of the CCR, Section 64432(g), in that the  
10 System failed to collect the required number of chemical samples during the  
11 second quarter 2013.

12  
13 **DIRECTIVES**

14  
15  
16 System Name is hereby directed to take the following actions:

- 17
- 18 1. Comply with Section 64432(g), Title 22, of the CCR in all future  
19 monitoring periods. The System must continue with quarterly arsenic  
20 monitoring of Well 03.  
21
  - 22 2. Notify all persons served by the System of the arsenic monitoring  
23 requirements, in conformance with Section 64463.4 and 64465, Title  
24 22 of the CCR, and as follows:  
25  
26  
27



- 1 a) Completion of Attachment A to include the name, address, and  
2 telephone number of a System representative as a source of  
3 additional information concerning the public notice. **You must**  
4 **also give a legible, written description (preferably typed) of**  
5 **the corrective actions taken by the water system to prevent**  
6 **this violation from occurring in the future. You must use the**  
7 **space provided in Attachment A for this written description.**  
8  
9  
10 b) Provide the notice by mail or direct delivery, **after it has been**  
11 **completed in accordance with (a) above**, to each customer or  
12 service connection served by the System by **October 11, 2013**.  
13  
14  
15 c) Publish the notice contained in Attachment A, **after it has been**  
16 **completed in accordance with (a) above**, in a local newspaper  
17 of general circulation in the area served by the System (or weekly  
18 newspaper if no daily paper is available) for one day. The  
19 publication in a local newspaper must be completed by **October**  
20 **11, 2013**.  
21  
22  
23 d) Provide public notice for this violation in accordance with Section  
24 64465(c), Title 22 or the CCR, which requires for each non-  
25 English speaking group that exceeds 1,000 residents or 10% of  
26 the residents in a community (whichever is less) that the public  
27 notice contain information in the appropriate language(s)



1 regarding the importance of the notice, or contain a telephone  
2 number or address where such residents may contact the water  
3 system to receive a translated copy of the notice or to receive  
4 assistance in the appropriate language.  
5

- 6
- 7 3. The System shall complete the attached Compliance Certification  
8 form and return it to the Department within 10 days of the public  
9 notice being given to system customers but in no case later than  
10 **October 21, 2013. A copy of the notice published in the**  
11 **newspaper, a copy of the notice delivered to the customers, and**  
12 **a copy of the laboratory results must be attached to the form.**  
13

14

15 The Department reserves the right to make such modifications to this  
16 Citation, as it may deem necessary to protect public health and safety.  
17 Such modifications may be issued as amendments to this Citation and shall  
18 be effective upon issuance.  
19

20 Nothing in this Citation relieves the System of its obligation to meet the  
21 requirements of the California Safe Drinking Water Act (CHSC, Division 104,  
22 Part 12, Chapter 4, commencing with Section 116270), or any regulation,  
23 standard, permit or order issued thereunder.  
24  
25  
26  
27





1 All submittals required by this Citation shall be submitted to the Department

2 at the following address: Janice M. Thomas, P.E.  
3 Department of Public Health  
4 Drinking Water Field Operations Branch  
5 50 D Street, Suite 200  
6 Santa Rosa, CA 95404

7 **PARTIES BOUND**

8  
9 This Citation shall apply to and be binding upon the System, its officers,  
10 directors, agents, employees, contractors, successors, and assignees.

11  
12 **SEVERABILITY**

13  
14 The directives of this Citation are severable, and the System shall comply  
15 with each provision thereof notwithstanding the effectiveness of any  
16 provision.  
17

18  
19 **FURTHER ENFORCEMENT ACTION**

20  
21 Division 104, Part 12, Chapter 4, (commencing with Section 116270) of the  
22 California Health and Safety Code authorizes the Department to: issue  
23 additional citations with assessment of penalties if the System continues to  
24 fail to correct a violation identified in a citation; take action to suspend or  
25 revoke a permit that has been issued to a public water system if the System  
26 has violated applicable law or regulations or has failed to comply with orders  
27



1 of the Department; and petition the superior court to take various  
2 enforcement measures against a public water system that has failed to  
3 comply with orders of the Department. The Department does not waive any  
4 further enforcement action by issuance of this citation.

5  
6 Janice M. Thomas

September 11, 2013

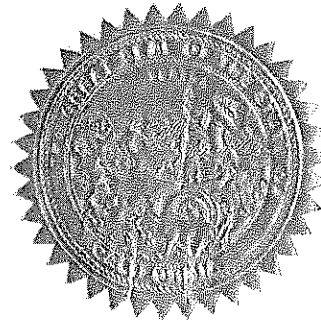
7  
8 Janice M. Thomas, P.E.  
9 Sonoma District Engineer  
10 Drinking Water Field Operations Branch

Date

11 Attachments

12 Certified Mail No. 7012 2210 0002 1673 9940

13  
14 4901071/Compliance  
02-18-13C-049-4901071-03.docx/WWW



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**COMPLIANCE CERTIFICATION**

Citation Number: 02-18-13C-049

Name of Water System: Boulevard Heights Mutual Water

System Number: 4901071

**Certification**

I certify that the users of the water supplied by this water system were notified of the arsenic monitoring violations of Title 22, California Code of Regulations (CCR) for the compliance period of second quarter of 2013.

Required Action

Date Completed

Complete Attachment A, as required in Directive 2(a)

Public Notification – Mail or Direct Delivery

Public Notification – Newspaper

Completed Chemical Monitoring Results

\_\_\_\_\_  
Signature of Water System Representative

\_\_\_\_\_  
Date

Attach a copy of the notice posted in the system, a copy published in the newspaper, and laboratory results of completed sampling.

**THIS FORM MUST BE COMPLETED AND RETURNED TO THE DEPARTMENT  
NO LATER THAN OCTOBER 21, 2013**

**Disclosure:** Be advised that Section 116725 and 116730 of the California Health and Safety Code states that any person who knowingly makes any false statement on any report or document submitted for the purpose of compliance with the attached order may be liable for a civil penalty not to exceed five thousand dollars (\$5,000) for each separate violation for each day that violation continues. In addition, the violators may be prosecuted in criminal court and upon conviction, be punished by a fine of not more than \$25,000 for each day of violation, or be imprisoned in county jail not to exceed one year, or by both the fine and imprisonment.



**IMPORTANT INFORMATION ABOUT YOUR DRINKING WATER**

Este informe contiene información muy importante sobre su agua potable. Tradúzcalo o hable con alguien que lo entienda bien.

**Boulevard Heights Mutual Water Failed to Test for Arsenic during Second Quarter 2013  
April/May/June 2013**

We failed to test the drinking water for arsenic during the second quarter of 2013. Although this is not an emergency, as our customers, you have a right to know what happened, what you should do, and what we did to correct the situation. Please share this information with other people who drink this water, especially those who may not have received this notice directly. You can do this by posting this notice in a public place or giving out copies by hand or mail.

**What happened?**

We are required by state regulations to monitor our drinking water for specific contaminants on a regular basis. Results of this routine monitoring are an indicator of whether or not the drinking water meets health standards. During April, May, and June 2013, we did not test for arsenic and, therefore, cannot be sure of the quality of the drinking water at that time.

**What does this mean?**

The California Department of Public Health (CDPH) sets drinking water standards and has determined that arsenic poses an acute health concern at high levels of exposure. Some people who drink water containing arsenic in excess of the standard over many years may experience skin damage or circulatory system problems, and may have an increased risk of getting cancer. Quarterly arsenic sampling is important to periodically verify the quality of your drinking water.

**What should I do?**

You do not need to take any corrective actions. This is not an emergency. If you have health concerns, you may wish to consult your doctor. General guidelines on arsenic in drinking water are available from EPA's Safe Drinking Water Hotline at (800) 426-4791.

**What corrective actions have been taken to prevent this violation from occurring in the future?**

This notification of the public is being done in compliance with Sections 64463.4 and 64465, Title 22 of the CCR as a means of keeping the public informed.

Persons wishing more information should contact:

\_\_\_\_\_

(name)

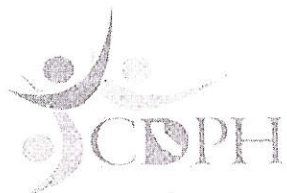
\_\_\_\_\_

(address)

\_\_\_\_\_

(phone number)





Ron Chapman, MD, MPH  
Director & State Health Officer

State of California—Health and Human Services Agency  
**California Department of Public Health**

DRINKING WATER FIELD OPERATIONS BRANCH

50 D STREET, SUITE 200, SANTA ROSA, CA 95404

PHONE: (707) 576-2145 / FAX: (707) 576-2722

INTERNET ADDRESS: [www.cdph.ca.gov](http://www.cdph.ca.gov)



EDMUND G. BROWN JR.  
Governor

April 10, 2014

Water System No. 4901071

**COPY**

Sally Allred  
Boulevard Heights Mutual Water  
6600 Hunter Drive  
Rohnert Park, CA 94928

**CITATION NO. 02-18-14C-010**

**PUBLIC NOTIFICATION VIOLATION FOR CITATION NO. 02-18-13C-049**

Enclosed is a Citation issued to the Boulevard Heights Mutual Water (System) public water system.

Your System will be billed at the Department's hourly rate (currently estimated at \$126.00) for the time spent on issuing this Citation since this is an enforcement action for noncompliance with State regulations. At this time, we have spent approximately two hours on enforcement activities associated with this violation. You will receive a bill sent from our Fee Billing Unit in Sacramento on approximately August 1, 2014. This bill will contain fees for any enforcement time spent on your System.

If you have any questions regarding this matter, please contact Waldon Wong of my staff at (707) 576-2764 or me at (707) 576-2006.

Sincerely,

Janice M. Thomas, P.E.  
Sonoma District Engineer  
Drinking Water Program

Enclosures

CC (w/ Enclosures): Gary Mickelson, P.O. Box 2689, Petaluma, CA 94953

STATE OF CALIFORNIA  
DEPARTMENT OF PUBLIC HEALTH

COPY

**Name of Public Water System:** Boulevard Heights Mutual Water

**Water System No:** 4901071

**To:** Sally Allred  
6600 Hunter Drive  
Rohnert Park, CA 94928

**Issued:** April 10, 2014

**CITATION FOR NONCOMPLIANCE**

**With Public Notification Requirements of Citation No. 02-18-13C-049  
and Title 22 of the California Code of Regulations Section 64463.4**

Section 116650 of the California Health and Safety Code (CHSC), authorizes the issuance of a citation for failure to comply with a requirement of California Safe Drinking Water Act (CHSC, Division 104, Part 12, Chapter 4, commencing with Section 116270), or any regulation, standard, permit or order issued thereunder.

The Division of Drinking Water and Environmental Management of the State of California Department of Public Health (Department) hereby issues a citation to the Boulevard Heights Mutual Water (System) for failure to



1 comply with Citation No. 02-18-13C-049 and Title 22, California Code of  
2 Regulations (CCR) Section 64463.4.  
3

4 **APPLICABLE AUTHORITIES**  
5

6  
7 Section 116650 of the CHSC states in relevant part:  
8

9 (a) If the department determines that a public water system is in violation of this  
10 chapter or any regulation, permit, standard, citation, or order issued or adopted  
11 thereunder, the department may issue a citation to the public water system.  
12 The citation shall be served upon the public water system personally or by  
13 certified mail. Service shall be deemed effective as of the date of personal  
14 service or the date of receipt of the certified mail. If a person to whom a citation  
15 is directed refuses to accept delivery of the certified mail, the date of service  
16 shall be deemed to be the date of mailing.

17  
18 (b) Each citation shall be in writing and shall describe the nature of the violation or  
19 violations, including a reference to the statutory provision, standard, order,  
20 citation, permit, or regulation alleged to have been violated.

21 (c) A citation may specify a date for elimination or correction of the condition  
22 constituting the violation.  
23

24 (d) A citation may include the assessment of a penalty as specified in subdivision  
25 (e).  
26  
27



1 (e) The department may assess a penalty in an amount not to exceed one  
2 thousand dollars (\$1,000) per day for each day that a violation occurred, and  
3 for each day that a violation continues to occur. A separate penalty may be  
4 assessed for each violation.

5  
6 California Code of Regulations, Section 64463.4 states in relevant part:  
7

8 (a) A water system shall give public notice pursuant to this section if any of the  
9 following occurs:

10 (3) Other violations of the monitoring and testing procedure requirements  
11 in this chapter, and chapters 15.5, 17 and 17.5 for which the  
12 Department determines that a Tier 2 rather than a Tier 3 public notice  
13 is required, based on potential health impacts and persistence of the  
14 violations.

15  
16 **STATEMENT OF FACTS**  
17

18 The System is a public water system that has approximately 51 residents  
19 served by 18 connections. The Department issued Citation No. 02-18-13C-  
20 049 on September 11, 2013. Pursuant to Directives 2 and 3 of Citation No.  
21 02-18-03C-049 and Section 64463.4, Title 22 of the CCR, the System is  
22 required to conduct public notification to the persons served by the System  
23 by mail or direct delivery and newspaper posting of any monitoring and  
24 testing procedure violations. The citation compliance certification form was  
25 due to the Department by October 21, 2013. By letter dated February 11,  
26 2014, the System was notified of the incomplete citation compliance with  
27



1 public notification requirements and citation compliance certification form.  
2 As of the date of this Citation, the Division of Drinking Water and  
3 Environmental Management of the Department of Public Health has not  
4 received the citation compliance certification or copy of public notification  
5 used to comply with Citation No. 02-18-13C-049.  
6

7  
8 **DETERMINATIONS**  
9

10 **THE DEPARTMENT HAS DETERMINED:**  
11

12 The System violated Directives 2 and 3 of Citation No. 02-18-13C-049 and  
13 Title 22 of the CCR, Section 64463.4, in that the System failed conduct  
14 public notification and return the citation compliance certification form to the  
15 Department.  
16

17  
18 **DIRECTIVES**  
19

20 The Boulevard Heights Mutual Water Company is hereby directed to take  
21 the following actions:  
22

- 23  
24 1. Comply with Section 64463.4, Title 22, of the CCR and Directive 2 of  
25 Citation No. 02-18-13C-049. The System must conduct public  
26 notifications associated with Citation No. 02-18-13C-049 by **May 12,**  
27 **2014.**



1  
2 2. Comply with Directive 3 of Citation No. 02-18-13C-049. The System  
3 must complete and return the original citation compliance certification  
4 form to the Department by **May 12, 2014**.  
5  
6

7 The Department reserves the right to make such modifications to this  
8 Citation, as it may deem necessary to protect public health and safety.  
9 Such modifications may be issued as amendments to this Citation and shall  
10 be effective upon issuance.  
11

12 Nothing in this Citation relieves the System of its obligation to meet the  
13 requirements of the California Safe Drinking Water Act (CHSC, Division 104,  
14 Part 12, Chapter 4, commencing with Section 116270), or any regulation,  
15 standard, permit or order issued thereunder.  
16  
17

18 All submittals required by this Citation shall be submitted to the Department  
19 at the following address: Janice M. Thomas, P.E.  
20 Department of Public Health  
21 Drinking Water Field Operations Branch  
22 50 D Street, Suite 200  
23 Santa Rosa, CA 95404  
24

#### 25 PARTIES BOUND

26 This Citation shall apply to and be binding upon the System, its officers,  
27 directors, agents, employees, contractors, successors, and assignees.





**SEVERABILITY**

The directives of this Citation are severable, and the System shall comply with each provision thereof notwithstanding the effectiveness of any provision.

**FURTHER ENFORCEMENT ACTION**

Division 104, Part 12, Chapter 4, (commencing with Section 116270) of the California Health and Safety Code authorizes the Department to: issue additional citations with assessment of penalties if the System continues to fail to correct a violation identified in a citation; take action to suspend or revoke a permit that has been issued to a public water system if the System has violated applicable law or regulations or has failed to comply with orders of the Department; and petition the superior court to take various enforcement measures against a public water system that has failed to comply with orders of the Department. The Department does not waive any further enforcement action by issuance of this citation.

Janice M. Thomas  
Janice M. Thomas, P.E.  
Sonoma District Engineer  
Drinking Water Program

April 10, 2014  
Date

Attachments

Certified Mail No. 7010 1870 0000 5927 0076

4901071/Compliance  
02-18-14C-010-4901071-75.docx/WWW

